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OFFICE OF PETITIONS

In re Application of :
Kenichiro KOSAI et al. :
Application No. 10/518,861 :
Filed: March 21, 2005 :
Attorney Docket No. 042-307 :

ON PETITION

This is a decision on the petition under 37 CFR 1.137(b), filed November 27, 2008, to revive the above-identified application.


The petition is **GRANTED**.

The above-identified application became abandoned for failure to reply within the meaning of 37 CFR 1.113 in a timely manner to the final Office action mailed February 22, 2008, which set a shortened statutory period for reply of three (3) months. No extension of time under the provisions of 37 CFR 1.136(a) was obtained. Accordingly, the above-identified application became abandoned on May 23, 2008.

The petition satisfies the conditions for revival pursuant to the provisions of 37 CFR 1.137(b) in that (1) the reply in the form of an amendment, a Request for Continued Examination, and the \$405 filing fee; (2) the petition fee of \$810; and (3) the required statement of unintentional delay have been received. Accordingly, the reply to the final Office Action of February 22, 2008 is accepted as having been unintentionally delayed.

Telephone inquiries concerning this decision should be directed to Felix O. Figueroa at (571) 272-6052 or in his absence, the undersigned at (571) 272-7099.

The application file is being referred to Technology Center AU 1633 for appropriate action on the concurrently filed Request for Continued Examination and amendment.


David A. Bucot
Petitions Examiner
Office of Petitions